

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – APM&HS – Allegation of corruption against Dr. P.Achyuta Rao, formerly Asst. Civil Surgeon, Govt. Civil Hospital, Garla of Khammam district – Convicted – Dismissed from service -Criminal appeal allowed by the High Court and set aside the order of Trial Court – Re-inducted in to service - Orders – Issued.

HEALTH, MEDICAL & FAMILY WELFARE (VC-1) DEPARTMENT

G.O.Ms.No.189

Dated:16-08-2012

Read the following:-

- 1) Procs. of the DH, A.P., Rc. No. 24201/E211-H/97, dt. 10.12.1997.
- 2) G.O. Ms. No. 37, HM & F W (H1) Dept, dated 28.1.1999.
- 3) G.O.Rt.No.692, H.M.&FW (H1) Dept, Dt.30-5-2000
- 4) From the Prl. Special Judge for SPE & ACB Cases,Hyderabad Judgment dated 30.03.2003 in C.C. No. 9 of 1999.
- 5) G.O.Ms. No. 620, HM& FW (VC.I) Dept, dated 1.11.2003.
- 6) Orders of Hon'ble High Court of A.P. dated 31.03.2010 in Crl. Appeal No. 638 of 2003.
- 7) Representation from Dr. P.Achyuta Rao, CAS, dt.02-06-2010.
- 8) From the DG, ACB Lr. Rc.No.151/RCT-WKH/1997, Dt.16-7-2010

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ORDER:

Whereas, Dr. P. Achyuta Rao, Assistant Civil Surgeon, Government Civil Hospital, Garla, Khammam district was trapped by the officials of Anti Corruption Bureau on 11.11.1997, when he demanded and accepted an amount of Rs. 500/- as bribe from the complainant for doing official favour of admitting his mother's sister for delivery.

2. And whereas, in the G.O. second read above, Government have accorded sanction for prosecution of Dr. P. Achyuta Rao, Assistant Civil Surgeon (U/s) in a court of law on the allegations of corruption. In the G.O. third read above, Dr. P. Achyuta Rao, Assistant Civil Surgeon reinstated into Government service pending disciplinary cases;

3. And whereas, the Principal Special Judge for SPE & ACB Cases, Hyderabad pronounced judgment on 30.03.2003 in C.C. No. 9 of 1999, convicting Dr. P. Achyuta Rao, Assistant Civil Surgeon (u/s) under Section 248(2) of the code of Criminal Procedure, 1973 for the offences punishable under Section 7 and section 13 (1) (d) read with section 13 (2) of the Prevention of Corruption Act, 1988 and sentenced him to undergo punishment. In the G.O. fifth read above, the Government have issued orders inflicting the penalty of dismissal from service against Dr. P. Achyuta Rao, Assistant Civil Surgeon, under clause (x) of Rule 9 read with clause (i) of rule 25 of A.P.Civil Services (CCA) Rules, 1991;

4. And whereas, aggrieved the trial court orders, the accused officer has filed Criminal Appeal No.638 of 2003 before the High Court of Andhra Pradesh. The Hon'ble High Court on 31-03-2010 in Criminal Appeal No.638/2003 allowed the criminal appeal filed by Dr.P.Achyuta Rao by setting aside the conviction as well as sentence recorded in CC. 9 of 1999.

5. And whereas, Dr. P.Achyuta Rao in his representation 7th read above, has requested for implementation of the orders of the Hon'ble High Court and rescind the punishment of dismissal.

(PTO)

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6. Now therefore, the Government after careful examination of the matter and taking in to account the facts and circumstances and orders of the Hon'ble High Court in C.A. No.638/2003, dt.31-3-2010, have decided to implement the above orders of the Hon'ble High Court and rescind the order of dismissal issued in the G.O 5th read above and order for re-instatement of Dr. P. Achyuta Rao, Assistant Civil Surgeon, Government Civil Hospital, Garla, Khammam District into service.

7. The Director of Public Health & Family Welfare, Andhra Pradesh, Hyderabad shall take necessary further action and compliance thereon to Government.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J.C.SHARMA
PRINCIPAL SECRETARY TO GOVERNMENT &
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)

To

Dr. P.Achyuta Rao, former Civil Assistant Surgeon ,
Government Civil Hospital, Garla, Khammam District
(through the Director of Public Health &Family Welfare,
Andhra Pradesh, Hyderabad).

The Director of Public Health &Family Welfare, Andhra Pradesh, Hyderabad

The Commissioner, A.P.Vaidhya Vidhana Parishad, Hyderabad.

The Director General, Anti Corruption Bureau, Hyderabad

The Secretary to Vigilance Commission,
A.P.Vigilance Commission, Hyderabad.

Copy to

The Government Pleader for Medical & Health, A.P.High Court, Hyderabad.

The Law (E) Department

Sf / Sc.

// FORWARDED :: BY ORDER //

SECTION OFFICER